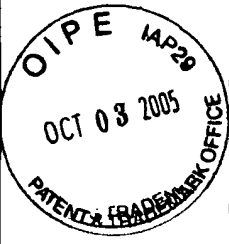


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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service in an envelope as "EXPRESS MAIL POST OFFICE TO ADDRESSEE" service under 37 C.F.R.1.10, Mailing Label No. EV336032989US and is addressed to the: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Date: October 3, 2005

W. Liddell

Wilburn Liddell, Jr.

10/06/2005 HLE333 00000092 09837319

02 FC:2401

250.00 OP

PATENT
409475-30

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: GARY STEPHEN SHUSTER

Serial No.: 09/837,319

Filed: April 18, 2001

Title: METHOD AND SYSTEM FOR
OPERATING A NETWORK SERVER TO
DISCOURAGE INAPPROPRIATE USE

Art Unit: 2145

Examiner: Azizul Q. Choudhury

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF APPEALS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the Decision of the Primary Examiner mailed May 3, 2005, finally rejecting Claims 1-20.

The item(s) checked below are appropriate:

1. X A petition and fee for extension of term for reply to the final rejection is attached.

- 2. X Appeal fee
- _____ other than a small entity
- X small entity

Repln. Ref: 10/06/2005 HLE333 0012343000
DAH:500639 Name/Number:09837319
FC: 9204 \$145.00 CR

Serial No. 09/837,319
October 3, 2005
Page 2

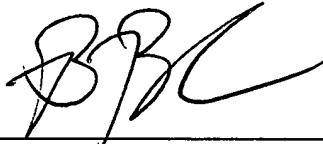
3. Payment

X Check attached for the sum of **\$620.00**.

X Please credit Deposit Account No. 50-0639 the sum of **\$145.00** for overpayment of the following fees: \$250.00 for Notice of Appeal filing fee and \$225.00 for the two-month extension of time pursuant to 37 CFR §1.17(a)(2). A duplicate copy of this notice is attached.

The Commissioner of Patents is authorized to charge any amount due, or credit any overpayment, to Deposit Account No. 50-0639. A duplicate copy of this paper is enclosed.

Respectfully submitted,



Date: October 3, 2005

Brian M. Berliner
Attorney for Applicant
Registration No. 34,549

O'MELVENY & MYERS LLP
400 South Hope Street
Los Angeles, CA 90071-2899
Telephone: (213) 430-6000